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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO/OAKLAND DIVISION

LYDIA DOMINGUEZ, et al.,

Plaintiffs,

v.

EDMUND G. BROWN, Jr., et al,

Defendants.

Case No. C 09-02306 CW

**CLASS ACTION**

**STIPULATION AND ORDER  
CONTINUING DEADLINES**

1 WHEREAS, the United States Supreme Court granted review of the decision issued by the  
2 United States Court of Appeals for the Ninth Circuit affirming the preliminary injunction in this case, in  
3 the consolidated cases of *Douglas (formerly Maxwell-Jolly) v. Independent Living Center of Southern*  
4 *California*, U.S. Supreme Court Case No. 09-958, *Douglas v. California Pharmacists Ass'n*, U.S.  
5 Supreme Court Case No. 09-1158; and *Douglas v Santa Rosa Memorial Hospital*, U.S. Supreme Court  
6 Case No. 10-283; and

7 WHEREAS, these consolidated cases have been set for oral argument in the United States  
8 Supreme Court on October 3, 2011; and

9 WHEREAS, this Court previously signed a stipulation and order staying the case pending  
10 disposition of *Douglas v. California Pharmacists Ass'n*, U.S. Supreme Court Case No. 09-1158, except  
11 that the Court can lift this stay at any time and any party can lift this stay upon three (3) calendar days'  
12 prior written notice to the Court and all other parties; and

13 WHEREAS, that stay remains in place at the present time; and

14 WHEREAS, this Court's prior order stated that, absent a further stipulation or order of the Court,  
15 the dates set for court appearances will remain on calendar; and

16 WHEREAS, the parties agree that it would more efficient for Court and the parties to vacate the  
17 dates on the court's calendar for the pretrial conference currently scheduled for November 22, 2011 and  
18 the two week trial currently schedule to start on December 5, 2011 pending resolution of *Douglas v.*  
19 *California Pharmacists Ass'n*, U.S. Supreme Court Case No. 09-1158.

20 IT IS HEREBY STIPULATED between the parties through their respective counsel that, subject  
21 to Court approval,

- 22 1. The further case management conference scheduled for August 25, 2011 is taken off  
23 calendar.
- 24 2. The further case management conference will be rescheduled for November 17, 2011.
- 25 3. The parties, by filing another Stipulation and Order, may request an earlier or later date  
26 for the further case management conference.

- 1           4.       The pretrial conference currently scheduled for November 22, 2011 and the two week  
2                   trial currently schedule to start on December 5, 2011 are vacated and will be reset after  
3                   the stay currently in place is lifted.

4  
5  
6 Dated: August 12, 2011

Respectfully submitted,

7           STEPHEN P. BERZON  
8           SCOTT A. KRONLAND  
9           STACEY M. LEYTON  
10          PEDER J. THOREEN  
11          ANNE N. ARKUSH  
12          Altshuler Berzon LLP

By: /s/ Stacey M. Leyton  
Attorneys for Plaintiffs

13 Dated: August 12, 2011

Respectfully submitted,

14           KAMALA D. HARRIS  
15           Attorney General of California  
16           SUSAN M. CARSON  
17           Supervising Deputy Attorney General  
18           JENNIFER A. BUNSHOFT  
19           Deputy Attorney General

By: /s/ Susan M. Carson  
Attorneys for State Defendants

20 Dated: August 12, 2011

Respectfully submitted,

21           MICHAEL G. WOODS  
22           TIMOTHY J. BUCHANAN  
23           MANDY L. JEFFCOACH  
24           McCormick, Barstow, Sheppard,  
25           Wayte & Carruth LLP

By: /s/ Mandy L. Jeffcoach  
Attorneys for Fresno Defendants

GENERAL ORDER 45 ATTESTATION


I, Stacey M. Leyton, am the ECF user whose ID and password are being used to file this stipulation and proposed order. In compliance with General Order 45, X.B., I hereby attest that Defendants' counsel have concurred in the filing of this document with their electronic signatures.

Dated: August 12, 2011

By: /s/ Stacey M. Leyton  
Attorneys for Plaintiffs

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: August 16, 2011

  
Honorable Claudia A. Wilken  
United States District Court Judge